UTILITY PATENT APPLICATION TRANSMITTAL

Submit an original and a duplicate for fee processing
(Only for new nonprovisional applications under 37 CFR 1.53(b))

ADDRESS TO:	
Assistant Commissioner for Patents **Box Patent Application** **Washington, D.C. 20231**	Attorney Docket No. 00-1323-H First Named Inventor Hillman, Jeffrey D. Express Mail No. EL640650303US

APPLICATION ELEMENTS	ACCOMPANYING APPLICATION PARTS
1. ☒ Transmittal Form with Fee	9. ☐ Assignment Papers
2. ☒ Specification (including claims and abstract) [Total Pages 41]	10. ☐ Power of Attorney
3. ☒ Drawings [Total Sheets 1]	11. ☐ English Translation Document (if applicable)
4. ☐ Oath or Declaration [Total Pages]	12. ☐ Information Disclosure Statement (IDS)
a. ☐ Newly executed	☐ PTO-1449 Form
b. ☐ Copy from prior application	☐ Copies of IDS Citations
[Note Boxes 5 and 18 below]	13. ☐ Preliminary Amendment
i. ☐ <u>Deletion of Inventor(s)</u> Signed statement attached deleting inventor(s) named in the prior application	14. ☒ Return Receipt Postcard (Should be specifically itemized)
5. ☐ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.	15. ☐ Certified Copy of Priority Document(s)
	16. ☐ A Request for non-publication pursuant to 35 USC 122(b)(2)(B)(i)
	17. ☒ Other: Certificate of Express Mail
6. ☐ Computer Code Listing (See 1.96)	
a. ☐ Microfiche Appendix	
b. ☐ CD-Rom (in duplicate, with separate transmittal)	
7. ☒ Nucleotide and/or Amino Acid Sequence Submission	
a. ☒ Computer Readable Copy	
b. ☒ Paper Copy	
c. ☒ Statement verifying above copies	
8. ☒ Small Entity Status	
☒ is claimed	
☐ Statement filed in prior application; status still proper and desired	
☐ is no longer claimed.	

18. ☒ This is a CONTINUING APPLICATION. Please note the following:

    a. ☒ This is a ☐ Continuation   ☐ Divisional   ☒ Continuation-in-part
        of prior application 09/361,900 filed on July 27, 1999, which is a divisional of Serial No. 08/871,924 filed on June 10, 1997, now U.S. Patent No. 5,932,469.

    b. ☐ Cancel in this application original claims   of the prior application before calculating the filing fee. (At least one claim must remain.)

    c. ☐ Amend the specification by inserting before the first line the sentence:
        This is a ☐ continuation ☐ divisional ☐ continuation-in-part
        of application Serial No.   .
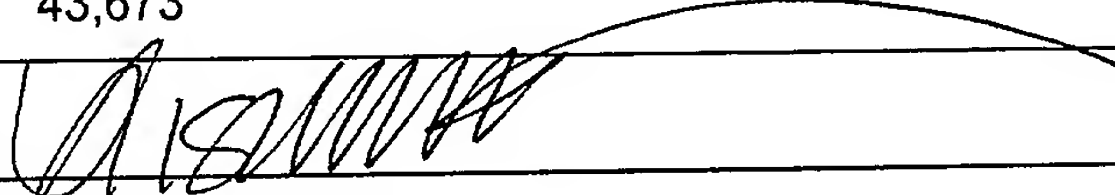
    d. ☐ The prior application is assigned of record to   .

UTILITY PATENT APPLICATION TRANSMITTAL	Attorney Docket No. 00-1323-H

APPLICATION FEES

BASIC FEE				$ 740.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	31 -20=	11	x $18.00	$ 198.00
Independent Claims	3 - 3=	0	x $84.00	$
☐ Multiple Dependent Claims(s) if applicable			+$280.00	$
		Total of above calculations =		$ 938.00
		Reduction by 50% for filing by small entity =		$(469.00)
☐ Assignment fee if applicable			+ $40.00	$
			TOTAL =	$ 469.00

19. ☐ Please charge my Deposit Account No. 13-2490 in the amount of $

20. ☒ A check in the amount of $469.00 is enclosed.

21. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 13-2490:
   a. ☒   Fees required under 37 CFR 1.16.
   b. ☒   Fees required under 37 CFR 1.17.
   c. ☒   Fees required under 37 CFR 1.18.

22. The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 13-2490 for any fee that may be due in connection with such a request for an extension of time.

23. CERTIFICATE OF MAILING

I hereby certify that, under 37 CFR § 1.10, I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," addressed to the Asst. Commissioner for Patents, Box Patent Application, Washington, DC 20231, on the date indicated below.

24. USPTO CUSTOMER NUMBER

20306

PATENT TRADEMARK OFFICE

McDonnell Boehnen Hulbert & Berghoff

25. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name	Lisa M.W. Hillman
Reg. No.	43,673
Signature	
Date	October 30, 2001

UTIL (Rev. 11/21/00)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-1323H)

In the Application of:	)	
	)	
Hillman	)	
	)	**Examiner: TBA**
Serial No.: TBA	)	
	)	**Group Art Unit: TBA**
Filing Date: October 30, 2001	)	
	)	

For: ANTIMICROBIAL POLYPEPTIDE, NUCLEIC ACID, AND METHODS OF USE
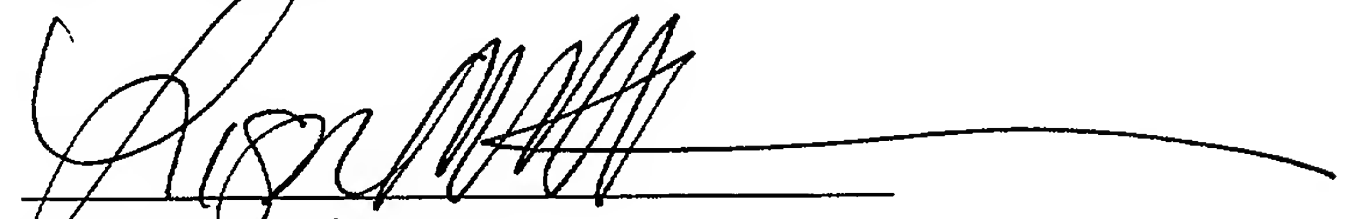
Commissioner for Patents
Washington, D.C. 20231

STATEMENT UNDER 37 CFR § 1.821(f)

Dear Sir:

The information recorded in the computer readable copy of the SEQUENCE LISTING submitted herewith is identical to the information in the printed copy of the SEQUENCE LISTING submitted herewith, and includes no new matter. The copies are submitted in accordance with 37 CFR §§ 1.821(e), 1.821(f), 1.821(g) , or 1.825(b) and 1.825(d).

Respectfully submitted,

Date: October 30, 2001

Lisa M.W. Hillman
Registration No. 43,673

McDonnell Boehnen Hulbert & Berghoff
300 South Wacker Drive
Chicago, IL 60606
Telephone: 312-913-0001
Facsimile: 312-913-0002

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Assistant Commissioner for Patents
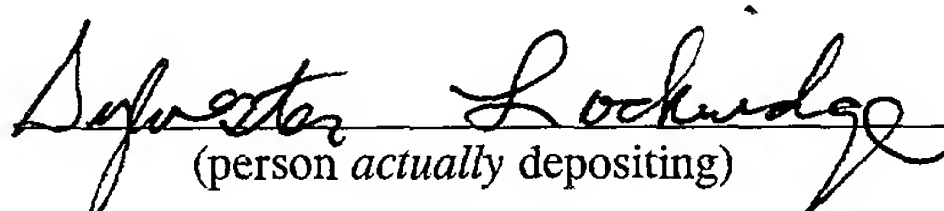Box Patent Application
Washington, D.C. 20231

Dear Sir:

"Express Mail" Mailing Label Number: EL604650303US

Date of Deposit October 30, 2001

Attached Paper (s) Transmittal Form, Specification (41 pages), Drawing (1 page), Sequence Listing (hard copy

and diskette), Return receipt postcard, Filing fee.

      I hereby certify that the attached paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to The Asst. Commissioner for Patents and Trademarks, Box Patent Application, Washington, D.C. 20231.

(person *actually* depositing)